

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

ADAM BENAVIDES, *et al.*,
Plaintiffs,

v.

HOME DEPOT USA, INC.,
Defendant.


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CIVIL ACTION NO. H-06-0029

DISMISSAL ORDER

It is hereby **ORDERED** that the parties' Agreed Motion to Dismiss [Doc. # 41] is **GRANTED** and this case is **DISMISSED WITHOUT PREJUDICE**, each party to bear its own costs.

SIGNED at Houston, Texas this **7th** day of **November, 2006**.



Nancy F. Atlas
United States District Judge